

BRIAN D. LINDER (BL3581)
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LB ARTS SPRL,

Plaintiff,
-against -

NOTICE OF MOTION

HEIDI NEUHOFF, individually, HEIDI NEUHOFF
INTERNATIONAL FINE ARTS, INC.,
NEUHOFF-EDELMAN GALLERY, LLC, HEIDI
NEUHOFF GALLERY, INC. and H.N.
GALLERY, INC.

08 Civ. 3726 (LAK)(RLE)

Defendants.

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To: Eaton & Van Winkle LLP
Attorneys for Plaintiff
Three Park Avenue, 16th Floor
New York, NY 10016

PLEASE TAKE NOTICE, that upon the attached Declaration of Brian Linder, the exhibit thereto and the accompanying Memorandum of Law, Defendants Heidi Neuhoff, Heidi Neuhoff International Fine Arts, Inc., and Heidi Neuhoff Gallery Inc., will move this Court, before the Honorable Lewis A. Kaplan, United States District Judge, in the United States Courthouse, 500 Pearl Street, New York, New York, at a date and time to be determined, for:

(a) An order dismissing the Complaint pursuant to Fed. R. Civ. Proc. 12(b)(6) for failure to state a claim upon which relief can be granted; and

(b) Such other and further relief as the Court deems just and proper.

Dated: New York, New York
August 19, 2008

CLAYMAN & ROSENBERG
ATTORNEYS FOR DEFENDANTS
HEIDI NEUHOFF, HEIDI NEUHOFF INT'L
FINE ARTS, INC. and HEIDI NEUHOFF
GALLERY, INC.

/s

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